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FEDERAL COMMUNICATIONS COMMISSION

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IN REPLY REFER TO:

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Honorable Orrin G. Hatch
United States Senate
135 Russell Senate Office Building
Washington, D.C. 20510

Dear Senator Hatch:

This is in reply to your letter of February 1, 1993, in which you inquired on behalf of your constituent, Royce U. Jorgensen, regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

Those rules have been in place for over 20 years. While they have been amended on numerous occasions since that time, they nonetheless embody regulatory concepts based on yesteryear's technology and, unless changed, will stifle the growth and development of private land mobile radio technology and services, which are used primarily by local governments, public safety entities, and businesses to enhance their productivity. The Commission issued the Notice, therefore, to solicit comment from all interested persons on a wide variety of proposals designed to increase channel capacity, to promote more efficient use of these channels, and to simplify the rules governing use of these channels.

The proposals in the Notice reflect to a large extent concepts and proposals submitted in the initial inquiry stages of this proceeding. None of the proposals set forth in the Notice, however, are engraved in stone. Indeed, the proposals represent our best judgment at this stage of the proceeding on steps that must be taken to improve the regulatory climate for users of the private land mobile radio spectrum below 512 MHz. To this end, some of the critical issues that must be resolved relate to channel spacing, the amount of time provided to users to convert to new technical standards, how the 300 to 500 percent increase in channel capacity should be licensed, how the rules should be written to provide users technical flexibility, and whether the current nineteen radio services should be consolidated and, if so, how. I have enclosed for your information a copy of that part of the Notice that describes the numerous proposals.

Mr. Jorgensen is specifically concerned about the impact of these changes on radio control (R/C) hobby users. Enclosed is a discussion paper concerning our proposals for the 72-76 MHz band. In short, we expect there would be no adverse impact on R/C operations because of any proposal contained in the Notice.

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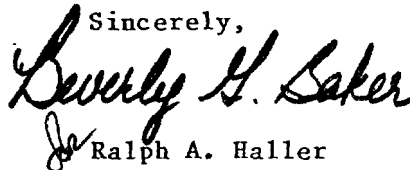
Honorable Orrin G. Hatch

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We are, of course, sensitive to the concerns of both users of private land mobile radio spectrum and R/C hobbyists. We will, therefore, take into careful consideration all their comments. Your constituent's concerns will be fully evaluated when we develop final rules in this proceeding. As indicated in the Notice, we remain convinced that without significant regulatory change in radio operations in the bands below 512 MHz, the quality of communications in the private land mobile radio services will continue to deteriorate to the point of endangering public safety and the national economy.

We want to thank you for your interest in this proceeding. Comments on the proposals set forth in the Notice are due May 28, 1993, and Reply Comments are due July 14, 1993. We expect final rules to be issued in 1994. We urge your constituent to file formal comments on all aspects of the proposals.

Sincerely,



Ralph A. Haller
Chief, Private Radio Bureau

Enclosures:
Notice
Order
Discussion paper

cc:

CNTL NO - 9300437

Chief, PRBureau
Chief, LM&MDivison
Docket Files, Room 222
P&P Branch File (Pink)

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CONGRESS/9300437

Congressional

DUE OBC: 2-17-93

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AND REPLY FOR DOCKET FILE, ROOM 222.

CONGRESSIONAL CORRESPONDENCE TRACKING SYSTEM
02/08/93

LETTER REPORT

CONTROL NO.	DATE RECEIVED	DATE OF CORRESP	DATE DUE	DATE DUE OLA(857)
9300437	02/08/93	02/01/93	02/19/93	

TITLE	MEMBERS NAME	REPLY FOR SIG OF
Senator	Orrin G Hatch	BC

CONSTITUENT'S NAME	SUBJECT
Royce U Jorgensen	inq. comments on PR Docket 92-235

REF TO	REF TO	REF TO	REF TO
PRB/LMD			
3-10-93			
DATE	DATE	DATE	DATE
02/08/93			

REMARKS:

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FEB 10 2 05 PM '93
PRIVATE

ORRIN G. HATCH
UTAH

WENDY J. HIGGINBOTHAM
ADMINISTRATIVE ASSISTANT

135 RUSSELL SENATE OFFICE BUILDING
TELEPHONE: (202) 224-5251
TDD: (202) 224-2849

United States Senate
WASHINGTON, DC 20510-4402

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ASSESSMENT

PRB
92-235
437

February 1, 1993

Mr. Steve Klitzman
Associate Director
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554


Dear Mr. Klitzman:

Please find enclosed a letter from one of my constituents, Mr. Royce U. Jorgensen, president of the Northern Utah Radio Controlled Aircraft Club, regarding the FCC Notice of Proposed Rule Making in PR Docket 92-235.

Because of my desire to be responsive to all inquiries and communications, your consideration of Mr. Jorgensen's letter is requested. Due to the time sensitive nature of this issue, I look forward to your prompt reply so that I may have the benefit of your findings and views in order to adequately respond to Mr. Jorgensen.

Thank you for your assistance, and I send my highest regards.

Sincerely,


Orrin G. Hatch
United States Senator

OGH:bff

Enclosure

RECEIVED
FEB 19 2 05 PM '93

5066 Cheyenne Circle
Ogden, Utah 84403
25 January 1993

93 JAN 29 AM 9:00

The Honorable Orin G. Hatch
135 Russell Senate Office Bldg.
Washington DC 20510

Dear Senator Hatch

Reference is made to the FCC Notice Of Proposed Rule Making In PR
Docket 92-255.


It has come to my attention that FCC Is considering an action to replace Part 90 with a new Part 88 that will severely impact the safe use of my radio controlled aircraft equipment. The current Part 90 allows the safe use of my equipment by keeping 10 Khz spacing between fixed commercial users and frequencies used by Radio Controlled aircraft/car/boat enthusiasts. I understand that the new proposal will place only 2.5 Khz between frequencies currently available to us and commercial users, thus eliminating safe use of at least 31 of our current 50 frequencies.

This action would be extremely detrimental to all of the R/C enthusiasts and to the R/C business as a whole. It could also be extremely dangerous to any R/C aircraft operator in the area of such commercial user. If the aircraft controls are interfered with while in flight the aircraft becomes uncontrollable and will crash-into anything or anyone in the vicinity.

I am speaking not only for myself, but as President of the Northern Utah Radio Controlled Aircraft Club, which has 105 members, when I urge you to please reconsider any changes to the current use of frequencies that impact on a great hobby. Each individual has a great deal of money, time and interest invested in the hobby, and our club recently purchased a 50 acre flying site to further the hobby in the Ogden area. I know there are hundreds of thousands of R/C enthusiasts and related small businesses that echo my concern.

We all need your help urgently because the FCC has a deadline of February 26, 1993 after which it may become more difficult to avoid halting these proposals from going into effect.

Sincerely


Royce U. Jorgensen
President

Northern Utah Radio Controlled Aircraft Club